



Eddie Baza Calvo
Governor of Guåhan

Ray Tenorio
Lieutenant Governor of Guåhan

Commission Members

Michael J. B. Borja
Acting Chairman

David J. Matanane
Vice-Chairman

Amanda L.G. Santos
Commissioner

(Vacant)
Commissioner

(Vacant)
Commissioner

Monte Mafnas
Administrative Director

Rev. 09/21/2012

Chamorro Land Trust Commission

(Kumision Inangokkon Tano' Chamoru)

P.O. Box 2950 Hagåtña, Guåhan 96932

Phone: 649-5263 ext. 651 Fax: 649-5383

COMMISSION MEETING MINUTES

Dept. of Land Management Conference Room

3rd Flr., ITC Building, Tamuning

Thursday, October 18, 2012; 1pm – 3:25pm

I. CALL TO ORDER

Meeting was called to order at 1pm by Acting Chairman Michael Borja.

II. ROLL CALL

Present were Acting Chairman Michael Borja, Vice-Chairman David Matanane, Commissioner Amanda Santos, Acting Commissioner Oscar Calvo and Administrative Director Monte Mafnas.

III. APPROVAL OF MINUTES (September 20, 2012)

Vice-Chairman David Matanane – Mr. Chair on page 22 we never finished that item. I just want to maybe have the Executive Director check into that.

Acting Chairman Michael Borja – Item number 2 on page 22, you're talking about the Tamuning Mart?

Vice-Chairman David Matanane – Yes. If I'm not mistaken this particular business people that came in and established themselves without a lease or anything. We don't want to set a precedence on those things. So even though and I believe that thousand dollars that they're paying is the penalty because the fact that they just came in, established their own business, no license or lease agreement. I believe I don't know whether he's a corporate or an individual or Chamorro for that matter but that's unprecedented for people to come in and establish themselves and then we go ahead and say okay because there's a lot of people that wants to go in. But I just don't want the CLTC Commission to be cited as you started a precedent and we can do that too and anybody can come in and do that same action. That one is a correction and I believe Mr. Chairman you have qualms too with the minutes on that particular item we've already discussed.

Acting Chairman Michael Borja – Well yeah I agree with you on that Mr. Matanane.

Acting Commissioner Oscar Calvo – We're pretty much aware on that because that was in yeah and when that thing was established back then Mr. Chairman it was basically established for a vegetable stand which is incorporated and it never was a vegetable stand. The initial issue on that that they were given authorization by the former First Lady and that never really happened and we checked that with the First Lady back then and she strongly said that she never authorized for that matter. So that itself like what Mr.

Matanane stated there that the thousand dollars I think is the penalty that they just moved in there and started and thinking that they establish their business there for that matter.

Vice-Chairman David Matanane – Hopefully the Executive Director can hear that we're chasing him out until you rectify the problem on it. We don't want him to continue at all.

Acting Commissioner Oscar Calvo – I know that he, when they came in here a couple of months ago that one of the issues that they were going to do a tofu factory or whatever for that matter but I guess to this day I don't think so anything has really and whatever the intentions are and I've gone out there myself you know not on one or two occasions and I looked at it. When you go out there they're selling from pots and pans to a vegetable stand. There was maybe one or two vegetables that was there but that's about it. So I think the thousand dollars that they put in there is for and then until that equity part is rendered and done rightly I think that you know..(interrupted).

Vice-Chairman David Matanane – It will never be right you know he already broke it and we were not aware of it. I'm asking the Executive Director to look into it and then if we need to bring it back to us then we will entertain it.

Administrative Director Monte Mafnas – So noted Commissioner Matanane I will pursue and give them a personal notice to include in their word..(interrupted).

Vice-Chairman David Matanane – And if he wants to rectify his actions he can come in and tell us.

Acting Chairman Michael Borja – So we want to just clarify Mr. Matanane's comments on the previous minutes. Are there any other questions to the minutes from last month?

Vice-Chairman David Matanane – I move to accept the minutes.

Commissioner Amanda Santos – I second it.

There were no objections, MOTION PASSED.

IV. PUBLIC COMMENTS

1. Gregorio Perez Diaz – I'm residing in San Diego, joined the Navy before the war of course Vietnam War and I left home in 1957 so as you can imagine how old I am right at this moment. But anyway my mission here on Guam, there are three of us that are traveling trying to promote our Sakman vessel. It's a 47 feet canoe and outrigger and its sail is pretty huge of course and our plan is to sail this vessel to Guam. It's very historical. The plan was, this was back during Magellan war of course the Spanish was kind of hostile to our Chamorros but anyway George Hansen is the person who did the drawing. So we built a canoe in San Diego it's 47 feet it's pretty large. It's going to be sea worthy. We're going to train ourselves because when I joined the Navy of course I have never encountered anything like this. I'm a ship engineer, I'm a destroyer and other things but there were seven of us that actually got involved with this historic canoe. Anyway the

reason why I came I want to be able to promote this particular mission that we're trying to achieve. It's culture of course that has been ignored for many, many years. This drawing was done in 1742 and we put it together. It's about 4 feet in diameter and about 33 feet in length for the haul so all together the canoe is 47 feet, it's pretty large. We've been sailing, we've been practicing you know to try to learn how to sail this canoe. In fact the Governor Honorable Eddie Camacho was there and of course we saw him a couple of months ago and he boarded the canoe and he was really impressed. It's pretty well put together and this particular canoe has no nails or anything like that it's all lashed you know. We bought the log in 2010, built the canoe in 2011 and we were done. So we took it out to sail and learn more about it. Now we were able to get underway from the pier into the harbor in San Diego and we're going to learn more about this before we send it to sea. So we are trying to develop some interest here on Guam because our mission is to sail this canoe to Guam. Our main interest is the sanctuary. Once this canoe gets here we really don't know exactly what we're going to do if we're going to be able to sail it back but it's really hard to say at this moment. We are trying to find a solid organization that will allow us to bring it in of course and shelter this particular vessel. I don't know if you ever heard of the sakman. But anyway this is what we're trying to do so the Governor has seen it and he was on board for a while and then he was really impressed. Like I said there's no nails that when we put this together it's all lashed in and painted and it's just ready to go. But now we're here to see if we can find a place here on Guam to shelter this thing.

Acting Commissioner Oscar Calvo – Actually to store it?

Gregorio Diaz – Yes for display or whatever.

Acting Commissioner Oscar Calvo – On that historical part of that canoe is good but I don't know whether we can I mean the land you're looking for Chamorro land a piece of property if I'm not, you're looking for something where it's what close to the ocean side or whatever.

Gregorio Diaz – Yes it's fairly large. You see we don't want to drag this on coral and things like that.

Acting Chairman Michael Borja – I don't think it's really within the purview of what the Chamorro Land Trust Commission would do but you know if other agencies out in the island such as the Guam Visitor's Bureau or the Guam Hotel and Restaurant Association that might be able to assist you if there is a place that maybe they can store it, whether it's in conjunction with the hotels or within the Guam Visitor's Bureau because it would be something that would have some tourist interests most likely. But that would probably be an area to go towards. As far as if you're interested in looking to obtain land to be able to have it rest upon I'm not sure how we would be able to do that unless you were applying for land as an individual. That would be you know right now it's a pretty lengthy process but we do wish you well on all of this. I just don't know on how we could entertain that completely but it's a worthwhile project and if you haven't spoken to the Guam Visitor's Bureau or maybe with the Hotel and Restaurant Association they may be some folks that you could talk to. Have you spoken to the Guam Visitor's Bureau?

Gregorio Diaz – No.

Acting Chairman Michael Borja – They probably would be able to help enlighten you on how they could help out on their end as far as doing something here on Guam once your vessel arrives.

Gregorio Diaz – We talked to several organizations here one was Tasi and Tasa and also Hurao but anyway our mission is to get here. This particular vessel of course needs a new house you know 47 feet because it's pretty large. So we are trying to find a way somehow to be able to get here and you know store the canoe. So what's going to happen I just want to introduce this particular project that we have so..(interrupted).

Acting Commissioner Oscar Calvo – There's one department if I may speak that you might want to look at too it is the Parks and Recs because they actually are the ones that really handles a lot of these parks issues and something in that magnitude you're looking like putting it down at Agana Boat Basin for that matter. But I think in general like what the Chairman has stated here that it's not really within our purview. I mean that's an historical issue that you are looking for and we're not trying to convey and say you know that but I think check with Mr. Peter Calvo up at the Park and Tony Ramirez who is a historian there. If you want to know something about history trust me he's the guy to see. He can literally tell you everything about the history of Guam.

Gregorio Diaz – Yes we are planning to see the Governor also before we leave we still have a couple of weeks to go.

Administrative Director Monte Mafnas – I just want to go on record Mr. Diaz that Chamorro Land Trust owns all submerged lands over Guam. Number two, I would like to take this opportunity to work with you in continuity to assist to make your dream come true. I think it's admirable. Hawaiians have sailed all over the south pacific utilizing the Star Navigator from the special island the Carolinians I think but anyway they have done it, the 2,000 mile journey. So the Chamorros were a credit to sailing, the flying proa is the fastest documented in history so I would like to take this opportunity Mr. Chairman and Commissioners to assist you. Whether assist you with the paring rights or river rights and identifying a source to accommodate the vessel.

Gregorio Diaz – Yes, our architect is Mario Borja, he's not here today of course but I thought I would just introduce you to our mission.

Vice-Chairman David Matanane – If I may Mr. Diaz, you are an organization?

Gregorio Diaz – Yes I belong to Chelu Organization in San Diego.

Vice-Chairman David Matanane – Oh okay, but is it established here?

Gregorio Diaz – No, in San Diego.

Vice-Chairman David Matanane – That's the problem but if you do establish it here then we will probably entertain that and please you're in a position to speak for that particular organization? Are you one of the officers?

Gregorio Diaz – I was but we have a term limit so I'm just an advisory now.

Vice-Chairman David Matanane – I admire you guys doing that I'd just like to give you the proper way of doing it and you guys should have an organization and you have all the officers then you can present it as a group.

Gregorio Diaz – Okay.

Vice-Chairman David Matanane – Because as an individual or any other type of organization you know but get those things done then maybe present it over to us on what you want then probably we would entertain it.

Gregorio Diaz – Alright.

Administrative Director Monte Mafnas – What Commissioner Matanane is stipulating is that you incorporate it whether it be a non-profit organization or profit organization.

Gregorio Diaz – Oh we are non-profit.

Administrative Director Monte Mafnas – And register it with Department of Revenue and Taxation and then we can go forward. Just to legitimize the exercise.

Gregorio Diaz – Alright. Thank you.

2. Bert C. Jacosalem, Jr. - I reside in Macheche, Dededo at 259 Kalamasa Drive. I apologize that I just found out that I was a no show at the last meeting that I didn't know. There was nobody to give me courtesy to inform me that I was supposed to be present. So finally I took it to my attention now to be here to represent myself and defend on my behalf of this issue. I'm in kind of right now confused and in limbo of what is going on with my property. I've been staying on that property since, I got documents here about maybe 10 years ago and when I received my lease agreement I couldn't make any actions on my property like having it surveyed or get permits or what because at that time it's up in the air it's under the sports complex exchange. I just found out may be just this year a few months back that Mrs. Tainatongo's surveyor came over to my property and when I asked I came to Chamorro Land Trust to ask what is going on they told me that the surveyor is just going to survey the property for the half acre for Mrs. Tainatongo. I said okay but what is he going to do coming into my property? They said oh, just let him do their thing and when they're done just come on back and we'll explain more how we're going to go further on this. Well sir, the copies of my documents I had it like 11 years ago and I entrusted to my sister to hang on to it but she misplaced it.

Acting Chairman Michael Borja – To who?

Bert Jacosalem – To my sister Joyce Santos. So at that time with all this commotion going on saying that I had no proof of me staying there well sir Mr. Chairman I got documents here from Department of Public Works okay I registered for a house number. According to Public Works they said you either got a land title or a lease agreement that they can authorize to give me a house number. Well sir I got this sir, its right here on my hand. I've been staying there already about 11 years sir okay. I'm single, I bring my parents over there to help me farm and all that. I found out now that I don't exist, I'm like a ghost. So when I had a meeting with the Director Mr. Monte Mafnas on July 24th he was showing me what do I see in my file. Do I see any lease agreement? So when I looked at it and said well Mr. Director whatever is in this file should be in my hand my copy but I know what I had in my hand before it doesn't even exist in here. And all that time if you're asking why there's no data because when Alan Quan and Jesus Mesa was there they really gave me a hard time on establishing myself on my property. What I don't get Mr. Chairman is why is it that my other neighbors can build semi-concrete with no permit and to this day as poor as I am I'm struggling I'm trying hard to make life and this is the only last kind of means of life for me, is this property. I only built wood and tin house because the land agents won't even give me the opportunity to even make my life better. I mean I even had Mr. Jesus Mesa come into my property asking me for my materials if I want to get on their good side. So I'm sorry Mr. Jesus Mesa I need this materials.

Acting Commissioner Oscar Calvo – You're talking about one of the employees?

Bert Jacosalem – Yes one of the two agents back then.

Acting Commissioner Oscar Calvo – Alright I just want to make sure.

Bert Jacosalem – So I explained to Mr. Mafnas that since this happened in the past on what Mr. Quan and Jesus Mesa since they didn't put any input that is why there is no data and I've been living there for 11 years sir. Just now my plantation from my lemmai, from my breadfruit to banana trees and other types of fruits it's just producing now. But it's sad now because of this situation I won't even get to try fruit from my labor. Now I'm just wondering what's going to happen to my house or what I had sweat for what I produce on that property. I don't know about Mrs. Tainatongo, the cousin that I was making stay down there I even put a notice and it should be in my record anything that comes up I try to get Chamorro Land Trust notice that it will be filed in my record. For example my mom just passed away last January sir and the situation with Mrs. Tainatongo with my cousin okay now she's taking it out on me and my property. And I talked to Mrs. Tainatongo, Mrs. Tainatongo we've been neighbors what ever my cousin did that's between you and my cousin okay. I didn't know what's going on but now that I'm here ma'am why did you do this to me? Well Bert I just found out from the surveyor when my husband passed away I didn't know I'm supposed to have instead of a half acre I'm supposed to have an acre. I said well, what are you trying to say Mrs. Tainatongo? She said well now that property of yours is mine and the surveyor already surveyed it. Well Mrs. Tainatongo the last time I knew it's supposed to be a half acre but when I went down to Chamorro Land Trust Sean told me now oh, the Director changed his mind he's giving her a whole acre. So I asked Sean can you request to Mr. Mafnas that if he can give her an acre can he give me an acre too? Oh,

that's not right I don't think it's possible. I said wait a minute Sean, if you go down there and see Mrs. Taintongo's residence she's living that place like residential and now because of all my production she's taking a three fourths my property? I mean who are they going to award a property with no production? If she wants residential then there's a place for residential but I'm into agriculture. Just a matter of fact I've been having problems since 2002 all the way to now I feel so discriminated sir. You know I'm just looking for fair justice.

Acting Chairman Michael Borja – What is that document that you're holding?

Bert Jacosalem – This is from DPW giving me my house number and plus the Mayor's verification.

Acting Chairman Michael Borja – Mayor's verification that you're living there?

Bert Jacosalem – Yes.

Acting Chairman Michael Borja – Mr. Mafnas what do we have on file concerning this individual?

Administrative Director Monte Mafnas – Mr. Jacosalem's file has no lease, no license, no written authorization and most of all no map. He's been staying there illegally for the past 11 years. He's a qualified Chamorro but he has not fulfilled his obligation.

Acting Chairman Michael Borja – Was there any letter of intent to award him property that's in file?

Administrative Director Monte Mafnas – Yes I think they did issue that to get the map, authorization to get the map and he just never did it.

Acting Chairman Michael Borja – So that's the assumption he may have that he has the land because he had the letter of intent.

Administrative Director Monte Mafnas – He had a survey authorization that he never fulfilled. He has no other documentations than that.

Vice-Chairman David Matanane – Does he have an application?

Administrative Director Monte Mafnas – He does.

Vice-Chairman David Matanane – He paid the fifty bucks, since when?

Administrative Director Monte Mafnas – I think he did pay the processing fee of fifty dollars.

Commissioner Amanda Santos – Since 1995?

Administrative Director Monte Mafnas – No, Tainatongo is 1995, he's after that.

Acting Commissioner Oscar Calvo – He's been there for 11 years.

Administrative Director Monte Mafnas – Yes since 2001. His request was for 11 or 7 acres that is but that's his request. So I asked him to please provide us the necessary documents so we can take care of business and he has yet to date several months later yet to provide us anything in writing.

Bert Jacosalem – This is the only thing that I have within my documents that I did pursue.

Administrative Director Monte Mafnas – And you did mention you gave your sister right?

Bert Jacosalem – Yes sir.

Administrative Director Monte Mafnas – And did you ask your sister to provide us?

Bert Jacosalem – She couldn't find it because it's been that long sir. What I don't get Mr. Mafnas on that meeting we had it's like you gave me the ultimatum okay. It's like you put a gun on my head like this is how it's going to be because you're the Director. Forget the past what Alan Quan or Mr. Jesus Mesa did. What we're going to do is move on, go along with the flow Mr. Mafnas and you said you will give me 3 months that you will find me a property okay. And here I am I'm still in limbo sir and I've been going through a lot of pain and suffering with no power, no water because the neighbor Mrs. Tainatongo talked to my neighbor who was providing me and I pay my dues sir. I'm employed and all that okay. I'm trying to make my life better or Christian as I can be. But what I don't get sir is with all those years that I've been, why just now I'm getting attacked like saying I'm a ghost, I'm a squatter?

Administrative Director Monte Mafnas – Okay Mr. Jacosalem when I met with you in all fairness and being equitable and civil I asked you to provide all the documentations. CLTC employees asked you to provide any and all documentations. You never fulfilled that exercise. You renege on your own responsibilities. How this happened is your neighbor Virginia Tainatongo hired a surveyor, got a map prepared by a licensed surveyor showing that your structure is encroaching in her acre lot. That's the problem.

Bert Jacosalem – Well the problem is Mr. Director like what you said forget what Alan Quan and those guys this is how we're going to move on because I'm the Director now.

Administrative Director Monte Mafnas – True. Did you provide me with the documents?

Bert Jacosalem – Wait a minute Mr. Monte.

Administrative Director Monte Mafnas - No, no, no I'm asking you a question, did you provide me with the documents? How can I support your claim when you..(interrupted).

Bert Jacosalem – How can I support or give you that answer when I just mentioned that it's been tampered then you said never mind that's in the past. Mr. Mafnas okay I even went

through channels to the Governor even to the Deputy Chief of Staff, you even got hostile with me. You even push your desk back like this, slammed your hand..(interrupted).

Administrative Director Monte Mafnas – You are lying because I have officials who are witness. That's what you are a liar sir.

Bert Jacosalem – No, no sir.

Acting Chairman Michael Borja – As the Commission members of this Commission it's our responsibility to ensure that whatever the provisions with the Chamorro Land Trust are set up to be are enforced. Mr. Mafnas is our Executive Director and is empowered to do that at our request and one of the things that we have been doing is going around when it comes to our attention to enforce the leases or people who are on land without leases and to correct them. At this point the records do not show that you have anything on file that is in any way a lease or an agreement and that your documents that you have don't show that either and that your sister may have had something but can't bring it forward or has misplaced it you know. Our files don't recognize that there were any documents provided at all. As such what we have now is you on a piece of property that you really do not rightfully should be allowed to have at this time. What we have been trying to do is to work it out so that in the end you can have something that we can work with since you already have an application but perhaps the process wasn't completed. And that's what our intent is, is to allow those who have done it properly and who are doing the things that have been asked of them like survey the land which is what your letter of intent had probably had asked you to do when you first received it 11 years ago but has not been completed. Just because you received an intent to receive property and to proceed with doing the survey so we can formulize the agreement if that's not completed it's not done. So we're at this point now where we have to rectify the problem. I appreciate you coming here today to talk this over but what we do need to do outside of this meeting is for you and the Chamorro Land Trust to work out the details one way or the other. Our only other alternative is to tell you and to give you formal notice that you are not properly on the land and that you would have to vacate the land. What we're not wanting to do is to displace people and we have in the past as a group been sympathetic to the individuals who have been on land for whatever reason to try and to provide them with the basic needs to allow them to continue to subside there if they need to. Now I need to understand. Do you live there all the time?

Bert Jacosalem – Yes sir.

Acting Chairman Michael Borja – Do you allow other people to be residing on the property that are not related to you?

Bert Jacosalem – No they are related to me sir. As a matter of fact that's why when I saw my file was like this sir it was this thick. When I had a meeting with Mr. Mafnas there is only a few pages. So what happened to it? So if I bring in my copy and it doesn't exist in that file there then what sir? It throws everything off you know.

Acting Chairman Michael Borja – And these people that are related to you they're like your immediate family, your children?

Bert Jacosalem – Yes sir. I came down to Chamorro Land Trust office in Anigua and I saw Alan Quan and Jesus Mesa and I said can you add this in to my documents I'm just informing you guys that I'm letting my cousin stay there while I'm tending to my mom's illness. I had all these years and I've been back and forth going back to my property until something happened with my cousin's son with Mrs. Tainatongo's granddaughter and then from there on and what threw me off when I was at her party she's boasting off that she got this political connection that she can get the property her way.

Acting Commissioner Oscar Calvo – I want to throw something there on that air, Mr. Director and Mr. Chairman, on that political portion we don't do that here.

Bert Jacosalem – Thank you.

Acting Commissioner Oscar Calvo – I want to make that fair and understanding to you. But getting back to your point when you said you were there for 11 years and you just stated for the record that you were in and out and gave so forth your relative whether it be your uncle, or nephew or whatever okay the power to stay there which is on that issue you don't have that power because you have to come down here and address.

Bert Jacosalem – Yes sir I did.

Acting Commissioner Oscar Calvo – So if you did put that in terms and you said that the jacket was this thick and when you came down it was this thin okay I find that very hard to believe. But that's your call and I'm not going to dispute that. So you were saying you were taking care of your mom back and forth, back and forth and the Chairman has asked you have you lived there in the last 11 years. You said yes and then you just came back and said well you know you gave it. So what is it?

Bert Jacosalem – I didn't gave it sir I just let my cousin stay to watch my property.

Acting Commissioner Oscar Calvo – So where are you staying right now basically?

Bert Jacosalem – Basically now at 259 Kalamasa Drive sir.

Acting Commissioner Oscar Calvo – Okay but you said you were helping your mom.

Bert Jacosalem – Yes in Liguán Terrace.

Acting Commissioner Oscar Calvo – In Liguán Terrace so just off the record you're saying your back and forth there with your mom and your..(interrupted).

Bert Jacosalem – Yes just to follow up with how my cousin is doing with my property.

Acting Chairman Michael Borja – So where on that property are they disposing of their waste?

Bert Jacosalem – Okay sir when I came into that property my witness was Roque Aguon he was the one that showed me that property and gave me that property. If you notice now there's like a boundary like a pallet okay, Mrs. Tainatongo just put it up. Now if that was the case assuming like she says she owes me for my property why decide a gate?

Acting Chairman Michael Borja – But where are you disposing of the waste that is created on that property?

Bert Jacosalem – Okay when I moved in there sir, there were two houses there already. It took me a year for Roque Aguon to remove those families, the Chuukese family okay and also majority of those trash and even EPA came out and EPA saw it for themselves it mostly came from Mrs. Tainatongo okay. Because Mrs. Tainatongo assuming that oh, it's nobody's land so she threw all their junk. So all those years now slowly but gradually and EPA saw that.

Acting Chairman Michael Borja – And this is an agricultural lot supposedly?

Bert Jacosalem – Yes sir.

Acting Chairman Michael Borja – And you are growing what?

Bert Jacosalem – All kinds of plantation sir.

Acting Chairman Michael Borja – Like what?

Bert Jacosalem – Like I plant like bettlenut, lemmai, mangoes even strawberries.

Acting Chairman Michael Borja – How many trees of lemmai do you have?

Bert Jacosalem – Oh sir I got I think like 3 or 4.

Acting Chairman Michael Borja – And how many bettlenut trees do you have?

Bert Jacosalem – Sir, what I do not only I got maybe like 80 of that but what I do I send my Filipino friend to go to the flea market and sell them you know and all that.

Acting Chairman Michael Borja – Do you grow any kind of herbal herbs?

Bert Jacosalem – Sir and that's another thing, please don't misjudge me because of what my neighbor tried to defame me and all that okay. I'm a veteran okay.

Acting Chairman Michael Borja – I'm a veteran too so what does that have to do?

Bert Jacosalem – Okay.

Acting Chairman Michael Borja – Do you grow any kind of herbal plants?

Bert Jacosalem – No sir I don't tolerate that sir.

Acting Chairman Michael Borja – You don't.

Bert Jacosalem – No sir okay. Not in my situation right now okay.

Vice-Chairman David Matanane – Since you have been submitting documents do you have copies of those documents? The only way we can rectify this is if you're submitting documents to Chamorro Land Trust you should have copies. Now can you produce all the copies that you have submitted to Chamorro Land Trust? Then we can work on that. Prove all your documents that you've been doing then we can take a look at it and we'll decide better.

Bert Jacosalem – Okay sir.

Vice-Chairman David Matanane – All your documents that you said you have submitted to Chamorro Land Trust. Since we don't have it you should provide us with the documents of what you are saying then we can take a look at and then we'll decide on it.

Administrative Director Monte Mafnas – I just want to make a point that I did talk with his neighbor Virginia Tainatongo and I appealed to her for humanitarian reasons to let Mr. Jacosalem stay for 3 months and you can ask her. But I did do that because I want to help each and every applicant because that's the right thing to do. What he says and what he said is two different things. What his motions and this and that but I as the Director tried my best to help him and I have people there too with me that can rebut his so-called claims. I just want to say I did my due diligence trying to help him.

Vice-Chairman David Matanane – I believe Mr. Chairman that Mr. Mafnas did mention it and I believe I read on the minutes that he requested Mr. Jacosalem to Mrs. Tainatongo that can you just let him stay for you know that 3 months you mentioned. I believe I did read that and you did mention it at the last Board meeting. So yeah, I'm verifying you Mr. Mafnas because it's in the minutes I know I read that.

Acting Chairman Michael Borja – I think what we should do is now that you're here present with us and since Mrs. Tainatongo has agreed to a 3 month period but lets mark the day beginning today 90 days from today you need to be working constructive with the Land Trust Commission to be able to come up with some solution to this whole problem and if within that 90 days we do not have a solution we have no other alternative but to formally advise you that you are not properly on the land and that you have to remove yourself.

Bert Jacosalem – Okay Mr. Chairman okay, thank you Mr. Mafnas that I was just in limbo I was just waiting for that 3 months thing okay.

Administrative Director Monte Mafnas – Yeah we started since July it is now October.

Bert Jacosalem – Right and I was looking forward to it by now it's October that already I should because they told me that I should you know make sure that I can afford a surveyor when they find me a property and I'm just waiting sir when they said they're going to relocate me.

Administrative Director Monte Mafnas – Do you have money for a surveyor sir?

Bert Jacosalem – Yes, I just mentioned sir I'm employed.

Administrative Director Monte Mafnas – No that's not the question. The question is do you have money for a surveyor?

Bert Jacosalem – Sir I can, sir.

Acting Chairman Michael Borja – He has to deal with that because you're going to have 90 days. Can I get a motion on the floor for this 90 days?

Vice-Chairman David Matanane – So moved Mr. Chair.

Commissioner Amanda Santos – I second it.

Acting Chairman Michael Borja – So it's approved. You have 90 days to work with the Chamorro Land Trust Commission so 90 days from October 18th.

Acting Commissioner Oscar Calvo – Actually he's really getting another 90 days.

Acting Chairman Michael Borja – You are getting an additional 90 days. So you have to constructively assist the Chamorro Land Trust to go and complete this within 90 days and if it's not completed and we're going to ask for status updates from Mr. Mafnas each month we meet to see where we're at because at the end of those 90 days if it's not we'll be making a formal move for this to be dissolved.

Bert Jacosalem – Okay sir the last time we, over in Mr. Mafnas's office okay I'm just like I said I'm just waiting because they said they're just waiting to find me a property and then I can establish there.

Acting Chairman Michael Borja – Okay but please work with them okay.

Bert Jacosalem – Yes sir.

Acting Chairman Michael Borja – Talk is cheap, action is deep setting okay.

Bert Jacosalem – But I got a question. Returning about these documents of mine from DPW okay even if I don't have a copy in my hand but once upon a time when I had it I had it established that's why I was issued and assigned a house number. I shows that it did once upon a time..(interrupted).

Acting Chairman Michael Borja – The house number I got back in 1997 for my house was from a cable TV company so a house number doesn't prove that you have any rights.

Administrative Director Monte Mafnas – Mr. Chairman in the past DPW doesn't necessitate a lease maybe today it does but not then.

Bert Jacosalem – It didn't make sense then why are they going to have that..(interrupted).

Acting Chairman Michael Borja – Your due diligence is to probably then on your behalf do a search to find out what kind of documentation they have to back that up.

Bert Jacosalem – I did sir, I even was working with..(interrupted).

Acting Chairman Michael Borja – With Public Works?

Bert Jacosalem – Yes and then Public Works told me that sir when we gave you a house number we don't keep records.

Acting Commissioner Oscar Calvo – I find that very hard but anyway Mr. Chairman I think because there are other people here that we need to attend to so I think we have given you already that extra 90 days and you should be happy. Provide all that documents and so I think it's only fair now that you know we did listen to your part and we need to entertain other people so not to I think the Board has already voted okay. So I think it's only now fair to give the others back there that are listening.

Bert Jacosalem – Okay before I step out of here okay sir, within that 90 days I'll be coordinating with Chamorro Land Trust to see if I'm going to get relocated and give me awarded a property please.

Acting Commissioner Oscar Calvo – What did the Chairman said? That within 90 days provide all the documents whatever it takes to get it okay and you said you have money for the survey you said you're employed and whatever it does okay. So you work with this out and the Director so if I were you the clock is ticking you better start now.

Acting Chairman Michael Borja – In the meantime I really would appreciate as much as you can that the land be returned in whatever state it was originally found. There were building structures there originally I don't know.

Commissioner Amanda Santos – Rats.

Bert Jacosalem – To let you know about rats thank you that you mentioned because I tried not to compare my neighbor okay. My neighbor is running a private catering services with no health certificate..(interrupted).

Acting Commissioner Oscar Calvo – That is right now that's within you and we shouldn't entertain at this point. We have already given you that okay. If you want to write, you got to write that down. If you want to make a complaint about that write it down and give it to the Director but telling to the Board.

Bert Jacosalem – I wasn't here at the last meeting.

Acting Commissioner Oscar Calvo – Well we're telling you now okay and you did come, you did come and Mr. Chairman with all due respect I think we should go on to the next agenda.

Acting Chairman Michael Borja – Any questions? Please work with Mr. Mafnas within the next 90 days.

V. OLD BUSINESS

1. Hiring of Legal Counsel

Administrative Director Monte Mafnas – I had to take back the package and I thank Mr. Chairman for signing it and thank you Vice-Chairman for signing the last one because the AG says that Land Management falls under their purview legally speaking. So we have to take the verbiage out of Land Management and leave it to read CLTC and Ancestral.

Acting Chairman Michael Borja – So that's it.

Administrative Director Monte Mafnas – That's it.

Acting Chairman Michael Borja – So they're redoing the documents.

Administrative Director Monte Mafnas – We already sent it so it should be completed hopefully on or before the end of the month.

Acting Chairman Michael Borja – So when do you think Mr. Robert Cruz is going to be on board?

Administrative Director Monte Mafnas – Oh he's ready, able and willing, he's been calling.

2. Guam Outdoor Shooting Range – Commercial request status

Joseph Mesa (General Manager of GOSR) – We're trying to seek the opportunity to obtain a parcel land of Lot Number 5412 a portion of 5412 pretty much to develop some of the plans that we have in mind. We are currently operating a shooting range for the past 7 years. I have operated and managed that particular shooting range for the past 7 years. It is currently located at the Talofof Falls Park.

Administrative Director Monte Mafnas – Before we go on may I ask you a question Mr. Mesa. Has anybody ever died in your shooting range?

Joseph Mesa – No sir. That's one of our most utmost concerns as we operate that type of facility. As I was saying earlier I operated a shooting range for the past 7 years situated up at DanDan. The property is developed by the Hamilton Tourist Development Inc. and we're leasing a very small portion of that land. The plans that we have the GOSR Inc. and the GOSR, LLC we're looking at further developing and expanding the facilities. Not only for our interest for doing business but also for the local economy of providing a first class shooting facility which offers recreation, sports shooting. I know that when we mention the word gun everyone shies away from that particular word but it's something that we have done for many years. My background pretty much in the military is basically in terms of firearms and all that. Going back to what I was saying we're trying to obtain a parcel, portion of 5412 requesting that. We've done that for many times and we're very happy to be here today again to pursue that. We had done that for the past I should say about 4 or 5 years or 6 years rather and we're very happy to be back here again to do the presentation to you. I'm a local businessman, I'm not the most professional businessman but I did operate a business for the past 7 years. Its business that has succeeded and we'd like to further develop that. The interest that we have not only with the business that I said earlier our plan of our business and the business that we have here on Guam which is currently operating offers the employment for people here on the island for our local economy that's number one. Number two, is that it gives a lot of time for law enforcement agencies also here on our island needless to mention like the local Commercial Port Police facilities the Guam Police Department, the Customs section and the Guam Airport Authority. These are all law enforcement entities here in the island here with our government and they do utilize the range right there with that facility. We do not charge them for any reason because then that is pretty much more something that we're giving back out to the community to help our community here on Guam. Aside from that the programs that we also have is that there are places it's a place it's a facility where people can legally discharge their firearms rather than shooting it in their back yard. We do have a lot of locals that come up to our facilities and they are very impressed they even asked hey I didn't know there was a shooting facility here. And then another thing that's most important also is it gives our youths here on the island what a firearm is all about. It's nothing to play with, it's nothing to fondle with but something that is used as a tool. Pretty much more in terms of sports you know and that's what we do up in our facility. That's what we do in our business, sports it's all about sports. That gives the children the idea okay and their inclined for that fact that they won't be as curious of touching the particular firearm okay and then getting into mishaps of getting shot at which a couple years ago that happened up in Talofofo and all that you know. Then again it gives the children the encouragement to say that hey this is dangerous. These are the programs that we have up at the facilities okay. Also catering to our tourism industry that's one of our most industries that the entire island focus on because it's where we get our revenues and all that and that we also look at and that's how we get all these things into our business.

Acting Chairman Michael Borja – What kind of qualifications does a person need to prove before they're allowed to fire a weapon on the range? Do they have to have some kind of

safety orientation documented with you or are they just allowed to go on and go stand at an area and start shooting a weapon?

Joseph Mesa – Oh no. Well Mr. Chairman and Board members I'd like to make you understand that going back to your question there and answering your question no we do not just hand a firearm to an individual that walks in and say okay here's a box of 9 millimeter or 38 go out there and shoot. No definitely not. We start with education.

Acting Chairman Michael Borja – So once they got an education let's say it's a resident of Guam is he given some sort of card that proves that he's good for one year, he's gotten the orientation, he understands the safety and he agrees to the safety requirements that you guys have and the discharge of a weapon on your premises will be done properly?

Joseph Mesa – Well the procedures that we have in our facilities in our shooting facilities is regardless of the fact whether they come back and forth to the range occasionally or seasonally okay we still have to comply with the safety procedures and policies that we instruct up at the range. However, for people here on our island the local folks on the island that do have a firearms ID they are welcomed and then we do again accept them into our range as to where they can operate their firearms but then again they also would have to adhere and comply with all the safety procedures that we have entailed in that range facility.

Vice-Chairman David Matanane – Mr. Chair, Mr. Mesa it's illegal to fire your firearms in any area.

Acting Chairman Michael Borja – Even to shoot the wild pig digging up my yard?

Vice-Chairman David Matanane – Yes. Mr. Mesa you're part of the corporate how do you pronounce that GOSR?

Joseph Mesa – Yes sir, I am the Chairman of the GOSR Inc.

Vice-Chairman David Matanane – You are incorporated here locally?

Joseph Mesa – Yes sir. I have started all these things for the past 6 years.

Vice-Chairman David Matanane – I believe we have somebody who is inquiring concerning this particular area if you remember Mr. Calvo. We need to clear that one out before we, we are considering it and very you know I believe if you do present it to us you are presenting it to us right now but we would like to have Mr. Mafnas check into the record because I believe there was another outfit that is trying to procure this place. So you know submit your proposal and all that but we need to find out what happened to..(interrupted).

Administrative Director Monte Mafnas – International Shooting Range which failed to appear since the inception of the..(interrupted).

Vice-Chairman David Matanane – We'll need to go and find out that if you're still interested say so if not then because we just cannot just go ahead and..(interrupted).

Acting Commissioner Oscar Calvo – Actually I'm glad you brought that up and Mr. Chairman if you allow me we brought that up back then and in fact the shooting range was originally from also from Talofoto remember. And I'm just trying to figure out is that the same with the same company that was at the time wanting that piece of property down there you know. I've been down there even with that range over there there's a pit, you got Hawaiian Rock there you got the Perez Bros. field and all that stuff.

Administrative Director Monte Mafnas – I'm sure that that was terminated Commissioner. This is the same one that former attorney and District Judge Unpingco presented.

Acting Chairman Michael Borja – So on this chart how much of it is what you currently have and what are you asking for?

Joseph Mesa – Okay Mr. Chairman I would like to, this is pretty much one of the plan that I have there right now is just a development process again to fit that particular plan. Now we would like to initially start out with at least a 600 square section of 5412 okay. I need to have at least 600 feet in length to discharge a high power rifle making sure of the buffer zone and all that and also enough space to put up the barriers for the impact areas and warning signs and all that okay to have the pistol ranges. And also one of the things we don't have here on Guam is the track range. It is a very attractive type of range for the track range. So we're looking at about a 600 foot property to start off with and then as time progresses we can further come up with the Chamorro Land Trust to request for any additional space if it's feasible to get and to further develop that plan that we have presented to you.

Acting Commissioner Oscar Calvo – Actually where you guys going through to me personally it's a very safe place because you're down in there and maybe a 150 feet, 100 feet up.

Acting Chairman Michael Borja – So you're using the hole.

Acting Commissioner Oscar Calvo – The old quarry down there in the bottom.

Joseph Mesa – What we're going to do there Mr. Chairman..(interrupted).

Acting Commissioner Oscar Calvo – But can I, I know Monte on this also we met a little bit on that also where the Hawaiian Rock and GPA and I think we really want to get into that, straighten that out because I know GPA was also asking and adjacent to that I remember also..(interrupted).

Administrative Director Monte Mafnas – GPA has been resolved they've got 15 acres. Hawaiian Rock we will enter into excavation mineral rights agreement so that is forthcoming and Gorsco has been alerted and alarmed and they know what's going down.

Acting Chairman Michael Borja – How close are residential neighbors to this area?

Joseph Mesa – I believe somewhere around maybe close to about it's just hypothetically speaking as I had taken a view of the area the landscaping part of that area we're looking at somewhere around about almost a thousand meters from that particular depression that we're looking at. It's down in the depression it doesn't have any type of I guess danger.

Administrative Director Monte Mafnas – The houses are way up above about a thousand meters away.

Acting Commissioner Oscar Calvo – It's over by Pagat area when you're driving up towards Hawaiian Rock.

Administrative Director Monte Mafnas – It's called Fadian Drive.

Vice-Chairman David Matanane – I think like I said Mr. Mesa you submit your proposal and detail it and also we would like to see your corporate documents.

Joseph Mesa – Yes sir.

Vice-Chairman David Matanane – And a balance sheet.

Commissioner Amanda Santos – Sir what is the age limit for this to enter the target range? Is there any age limit?

Joseph Mesa – Age limits well the age limit you know this is with our Second Amendment of the United States Constitution you know everybody has the right to bear arms. We're all American citizens but going back to the age limit we're looking at 7 years of age even okay. Even in the United States of America we have these little boys going hunting with their dads with their little (inaudible) and whatnot. There's no age limit however, we do have all the procedures the safety procedures and policies that have to be adhered to within the facilities. We do not just let the 7 year old child go alone with his little 4, 10 gauge or whatnot gun or with someone who is not capable and is not certified as an instructor to instruct that certain individual to discharge such firearms.

Acting Chairman Michael Borja – But you also have paintball facilities you're looking too.

Joseph Mesa – That is what also we're looking at.

Acting Chairman Michael Borja – Because I know that's quite popular with the youths.

Joseph Mesa – That is something that we can offer for our society. Something that will give our society more activities here in the island. You know there are times that I walk around you know and ask the kids even my kids are all grown, this is my older son right here he also has his own company. He's the President also of the corporation that we have GOSR Inc. I asked them what do you do after school and they say nothing you know. I said what

would you like to do? They say I don't know. So I look at it in a way that there's not much facilities here in the island and this is something that we can offer. Here we did our research on the island a majority of the population here on the island the adults do have shotguns. But the question is where do they shoot it at?

Acting Commissioner Oscar Calvo – I'm glad you brought that up and if you allow me Mr. Chairman to ask any questions. On the issues of these guns I know of course if someone brings their gun in okay whether he brings a rifle or automatic and so forth okay, of course they have to present their ID that's saying I'm John Doe for that matter which I know probably you do keep a log on those issues on who that day John Doe came in and fired his M16 or his M60 or 45 caliber or whatever the things or his magnum whatever for that matter and the reason why I asked that because when I was in the military I also worked in Fort Knox Kentucky in the Army division and I just want to make sure that all these safety. That was a good point that Mrs. Santos brought up on the age. I don't know maybe yeah we're all entitled to bear arms but I think I guess when a kid comes up there.

Acting Chairman Michael Borja – Well I think as soon as you train them when you train them anyone probably especially children become responsible gun owners for the future. I mean the idea behind gun use is that if they're responsible and legitimate it's better to know that than those who don't have an idea how to handle a weapon and discharge one accidentally and injure others.

Vice-Chairman David Matanane – Mr. Mesa I'd just like to inform you that I am a Life and Endowment member of NRA. I am a charter member of NRA.

Acting Chairman Michael Borja – One of the general council of the National Rifle Association is a Chamorro. He doesn't live here obviously he's lives in D.C. but there is a person with a Chamorro name who keep tracks of the NRA.

Joseph Mesa – Can I say something real quick I don't think I really clarified that to Mrs. Santos. I think I put in too many words in there pertaining to her question. But for the 7 year old child Mrs. Santos you know anybody who walks into our range they're pretty much more accompanied by a parent and that parent is pretty much more like they have their own firearms ID license. But regardless of that our range facility is a very strict environment okay. We take it very seriously, not too many people like me there and I didn't come there for people to like me. I come there to make sure that people enjoy themselves and they come in alive and walk out alive.

Acting Commissioner Oscar Calvo – And at the end of the day like you said if something was to happen and to the negligence of your company or for that matter that just turning your back it's going to fall on you because it could be one of your kids, it could be one of the neighboring.

Joseph Mesa – Exactly.

Acting Commissioner Oscar Calvo – If that person was to get injured or die I don't know if you want go through that when you could have prevented. We see that in indoor range where people get shot.

Acting Chairman Michael Borja – With that in mind I think we need to be particularly careful too about the liability release on the Chamorro Land Trust, the insurance coverage that you need to have whatever is industry standard usually for those kinds of standards. I'm not familiar with it but I'm sure it's not..(interrupted).

Administrative Director Monte Mafnas – Nothing less than a million that's what the Chairman is trying to say.

Acting Chairman Michael Borja – One billion?

Administrative Director Monte Mafnas – Million.

Acting Chairman Michael Borja – Okay anything else?

Joseph Mesa – Yes sir you know I would like to say for my closing of our introduction here I would like to thank the Chairman, the Board members, Director Mr. Monte Mafnas we thank you very much for giving us this opportunity again to make this presentation. I hope that things will go well and as the gentlemen of the Board speaks that we need the documentations we will make sure that we forward those documentation and hopefully we can get this thing on the road. Thank you very much. Before I leave the floor I would like to introduce my associates, Mr. Mike Harmon he is the marketing and sales manager of the Guam Outdoor Shooting Range, LLC. This gentleman right here, Joseph Mesa he's my son but he has his own company it's the JJA Armory. He has his FFL, a federal license holder in other words he can import firearms to Guam and also distribute and sell firearms only in a legal process. He's also part of my corporation which is the GOSR, Inc., he's the President of the corporation but I still have to be the Chairman to make sure that things go right. Once again thank you very much Mr. Chairman, Board members, Director Mr. Mafnas.

3. International Bridge & Construction Marianas, Inc. – In-kind services

Acting Chairman Michael Borja – I don't see International Bridge & Construction here for the in-kind services has there been any progress on that at all?

Administrative Director Monte Mafnas – Yes in front of you should be a breakdown of the forth coming in-kind consideration as needed and approved by the Governor. I wanted the Board to concur before I execute and entertain it. It demonstrates and annotates the list of equipment, the expertise, the field materials and the total amount.

Acting Chairman Michael Borja – And this just needs to be approved by you and the Governor?

Administrative Director Monte Mafnas – Yes but I just wanted to run it through the Board. Herein is the grading permit to effectuate the exercise, punching in a road to the Ija Subdivision. We have some minor problems there besides the topography and terrain we have some lots that we're clarifying at this point in time. So it's the right thing to do in this and yeah the Governor wants to get this thing done.

Acting Chairman Michael Borja – Okay so it's just to get a road in to this subdivision area.

Administrative Director Monte Mafnas – Yes. Margaret, how many lots do we have in total?

Margarita Borja (DLM, Land Administrator) – In terms of the original about 400.

Administrative Director Monte Mafnas – That basic lot is about 400 lots. As you go up the cemetery and it's the first right turn it says Ija.

Acting Chairman Michael Borja – So it goes up the hill. So this road they're only going to cover it with coral.

Administrative Director Monte Mafnas – On the left side. Part of it is paved already and the coral is for another mile but 2 miles have already been paved.

Acting Chairman Michael Borja – Okay so once he gets up to a level it's just going to be coral.

Administrative Director Monte Mafnas – Yeah, coral.

Acting Chairman Michael Borja – I'm just saying if it's on the hill and it's only coral it could be washed out really fast.

Administrative Director Monte Mafnas – No this is on the top.

Acting Commissioner Oscar Calvo – The only problem with that Mike is back then because this actually started back on the I think Gutierrez Administration and Joe Ada but they never quite finished this and it is when you get up there it's really bad. There is a lot of lots there but some of these lots too are land sliding and so forth. So they've been trying to fix this place for the longest time. But now that we have that in-kind with the IBC I think that this work.

Administrative Director Monte Mafnas – The previous Board Mr. Chairman and Commissioner's opened up 3 roads, 2 Agat, Umang and Santa Ana Subdivision and a Yigo lot. So there is a 100 here, 200 here and 400 lots total.

Acting Chairman Michael Borja – So the offset cost is going to be \$435,000.

Administrative Director Monte Mafnas – That is correct.

Vice-Chairman David Matanane – How much did he owe? 800 I believe.

Administrative Director Monte Mafnas – No less than 800 about 500.

Acting Chairman Michael Borja – So it's almost a loss. Alright and they are going to be able to do this in 90 days.

Administrative Director Monte Mafnas – That is correct.

Acting Chairman Michael Borja – Do we need to have a motion for this thing?

Administrative Director Monte Mafnas – No.

Acting Chairman Michael Borja – Well we've already agreed on it in the past.

4. Dan Swavely – Site improvement license procedure

Acting Chairman Michael Borja – What prompted this? It doesn't look like it's anything of a significant amount and I don't know to what extent we have to have..(interrupted).

Administrative Director Monte Mafnas – I just wanted to make sure that when we do the excavation agreement with Hawaiian Rock and with Smithbridge that to assist the legal counsel and myself to do the right thing.

Acting Chairman Michael Borja – And what does a boilerplate mean? Template agreement?

Administrative Director Monte Mafnas – Template agreement right.

Acting Chairman Michael Borja – So he's talking civil engineering talk in here.

Administrative Director Monte Mafnas – Yes but as a planner to ensure that all the language is incorporated.

Acting Chairman Michael Borja – So is the Chamorro Land Trust or Land Management authorized to go into one of these kinds of agreements for only \$250 or does it have to be bidded out?

Administrative Director Monte Mafnas – No we can go into that. I think less than \$15,000 pursuant to the procurement law.

Vice-Chairman David Matanane – Mr. Chair, one question because he explained that he would be our consultant and work under your control. *"I will be your CLT's consultant work under your control. It will be finished and on legal counsel's desk when he start."* So the approval of the legal counsel and the Board itself will materialize after that, after the work is done?

Administrative Director Monte Mafnas – I'm just waiting for the legal counsel that way when he finishes the work we can present to the legal counsel.

Vice-Chairman David Matanane – So if we do get the legal counsel and have him look at then bring it to us.

Acting Chairman Michael Borja – I think what he's saying is he gets this contract, he'll write up the template and then he's still subject to..(interrupted).

Administrative Director Monte Mafnas – Final review.

Acting Chairman Michael Borja – He's going to be on the clock until it's approved by the legal counsel and his only offer is \$250.

Administrative Director Monte Mafnas – Yes.

Acting Chairman Michael Borja – Not \$250 an hour, it's a one-time deal. I don't have a problem with this.

Vice-Chairman David Matanane – I have no problem with that Mr. Chair. I so move.

Commissioner Amanda Santos – I second it.

Acting Chairman Michael Borja – Motion is passed that we accept Mr. Swavely's consulting services.

VI. NEW BUSINESS

1. Negotiation with JOSEPH EVE to perform CLTC audit

Administrative Director Monte Mafnas – He is an auditor from the state of Minnesota and he was the only one that bid for a 3 year audit that I requested for CLTC. His bid amount was \$450,000 for 3 years. So we opened up the package he was the only bidder but I called him up and I emailed him and I told him I don't have \$450,000. However, I do have \$150,000 for the 3 years take it or leave it. So he said well let me look at your trial balance and your other income stream and I told him I cannot do that because he hasn't been awarded the bid yet. So I told him to go into our website and whatever information is there that's what it is. So I told him that we just can't come to terms and agreement I mean we're talking about one-third versus what he wants.

Acting Chairman Michael Borja – Is this because we have to have an outside auditor do this?

Administrative Director Monte Mafnas – Well I have appealed to the OPA if we can just have them do the review because locally no one bid on the RFP for audit purposes.

Acting Chairman Michael Borja – Really? I don't get that. We have a bunch of accountants on this island. Did they not read the RFPs?

Administrative Director Monte Mafnas – There were 6 firms that picked it up and only JOSEPH EVE submitted.

Vice-Chairman David Matanane – What scope of audit are we talking about?

Administrative Director Monte Mafnas – Real audit.

Vice-Chairman David Matanane – Financial? Management?

Administrative Director Monte Mafnas – Financial.

Vice-Chairman David Matanane – We need to because we have to go all the way back.

Administrative Director Monte Mafnas – That's right 3 years.

Vice-Chairman David Matanane – Because I think the OPA only audited us on management and the works on the particular office but financially, I have not seen a financial audit yet. We have been requesting for it for the longest time.

Administrative Director Monte Mafnas – But I did my due diligence and I requested.

Vice-Chairman David Matanane – And that will be the most particular part is our financial..(interrupted).

Acting Commissioner Oscar Calvo – Can I make a motion to that?

Acting Chairman Michael Borja – Suggest a motion.

Acting Commissioner Oscar Calvo – Suggest, I take it back I apologize, since we're already there that we're saying that 6 audits none really with the local would it be prudent for us to at least resubmit back again for another?

Acting Chairman Michael Borja – I kind of agree with that. I think that if you only have one person, one response to the bid that that's not really you know you don't have enough..(interrupted).

Acting Commissioner Oscar Calvo – I just don't want the perception of the public saying you know.

Acting Chairman Michael Borja – No and I think we need to go back out and put the bid back out.

Acting Commissioner Oscar Calvo – At least if we have that we did put it back out the perception of the public or the media can't say that we didn't give the..(interrupted).

Acting Chairman Michael Borja – Well is the bid request is it something that was a little too elaborate of a request or something? I mean what would prevent local accounting firms or accountants from not being interested in doing this at all unless the scope of the work was going to be something which was going to be so encumbering that this person thinks it's going to be \$450,000 for three years.

Administrative Director Monte Mafnas – In all fairness Mr. Chairman we did work collaboratively with the OPA on creating this RFP. We just didn't do it by ourselves, we don't have the capacity to do this.

Acting Chairman Michael Borja – Okay so they wrote the RFP, they always get people to ride on it for every other audit that they have to do, I don't get this. It's on their, maybe we can toss it back to them and say this is rejected we need to do another one.

Administrative Director Monte Mafnas – We can do that but we have plan B and the plan B is to have OPA do the review. But we can go through that exercise.

Vice-Chairman David Matanane – My concern is that you know since you mentioned that he's asking for \$400,000, by reducing your price what kind of audit is he going to do?

Administrative Director Monte Mafnas – No I told him \$150,000 take it or leave it.

Acting Chairman Michael Borja – He'll still be within the parameters of the audit.

Acting Commissioner Oscar Calvo – Yeah what the original audit be I mean what you have put out we have to stay within that. He can't say okay I'll do it for \$150,000 but I'm going eliminate this, eliminate this. No you take it as the way it is. So the scope of the work this is what the Board wants and this is what it should be and if he says well I can do it for \$150,000 but I want this, this and that eliminated then I don't agree to that.

Administrative Director Monte Mafnas – I told him I said I understand your bid is \$450,000 however, all I can afford is \$150,000.

Acting Chairman Michael Borja – Okay so then I think we just need to go to the OPA and say redo the RFP or do your own review.

Administrative Director Monte Mafnas – But at least we're sending the message out for accountability and transparency.

Acting Chairman Michael Borja – Yeah we want it to be done, it has to be something that's not in outer space.

2. Sorensen Pacific Broadcasting Incorporated – request for extension

Rex Sorensen – I'm Chairman of Sorensen Media Group which is Sorensen Pacific Broadcasting and Sorensen Television Systems. We're here to request for an extension on an existing lease we have on a tower site on top of Mt. Barrigada. We've been up on that

site for about 20 years. We have a tower, we have our transmitters there for our radio and our television stations although our studios are located in the Bank of Guam in Agana. So it's a retransmit site. The lot is adjacent to the Government site up there to give you an idea. So when you first come up to the hill that's where we're located.

Acting Chairman Michael Borja – Are there other commercial antennas on that same site?

Administrative Director Monte Mafnas – It's outside of his.

Rex Sorensen – We have 5 or 6 different antennas up there. We have TV antennas, we have air to ground radios and we have television and radio.

Administrative Director Monte Mafnas – Mr. Chairman I just want to commend Mr. Sorensen for coming before the Board and to me to bring out this lease agreement and requesting for the extension and agreeing to a 10% hike increase on any future extension. In addition to that there were delinquencies that he also brought forth that we were not aware of. He agreed to include it into the monthly installments. He's made good. That computation of mine has been approved and agreed by Mr. Sorensen, correct?

Rex Sorensen – Yes I agree, painful as it is.

Acting Chairman Michael Borja – Oh I understand but what happened here? Just for our own benefit what happened? This is like a 5 year period.

Rex Sorensen – Actually I'd like to make some excuses I'd just want to say our administrative people screwed up because initially the lease was under a name of a partnership and when I got divorced I was assigned over the company and it fell in the cracks. We never received a bill from this department and we didn't catch it until our auditors came in and brought it up. So I apologize.

Acting Chairman Michael Borja – Then the question I have is, so you've agreed on this 10% increase, I was wondering what this 10% meant and then the uncollected amount was going to be amortized over 21 years. There's no way to make that shorter? I mean I'm just kind of curious I mean a 5 year delinquency and I'm only asking these questions for our responsibility.

Administrative Director Monte Mafnas – But bear in mind we're going up 10% and then we're going up another 10% so we're accruing on the other side. So yes the amortization is over 21 years but we got a 10% upfront plus every 5 years another 10, 10, 10, 10. So it's more than a wash.

Acting Commissioner Oscar Calvo – How long have they been up there?

Administrative Director Monte Mafnas – 22 years.

Acting Commissioner Oscar Calvo – So actually the law really allows them and then the renew of the lease they can.

Administrative Director Monte Mafnas – I took it upon myself to increase it Mr. Chairman and Commissioners.

Vice-Chairman David Matanane – Mr. Chairman since the lease was under Guam Broadcasting Partners so the renewal of this lease should be under Sorensen.

Rex Sorensen – I was a partner.

Administrative Director Monte Mafnas – He was a partner.

Vice-Chairman David Matanane – Your partnership has dissolved?

Rex Sorensen – A long time ago along with my marriage.

Vice-Chairman David Matanane – You're still dealing with partners that are dissolved Mr. Sorensen?

Rex Sorensen – What's that?

Vice-Chairman David Matanane – You're still dealing with partners that are dissolved? And you are one of the partners.

Rex Sorensen – I was the principle partner with my former wife.

Vice-Chairman David Matanane – I hope the partnership hasn't taken in a loss.

Rex Sorensen – No.

Acting Chairman Michael Borja – So we're looking at this is what you created Monte I didn't know where this came from.

Administrative Director Monte Mafnas – Yes I created this. Please bear in mind Mr. Chairman and Commissioners that Sorensen Pacific has been in and on Guam operating for the past 20 some years.

Rex Sorensen – Since 1981.

Administrative Director Monte Mafnas – Many, many employees, many, many functions, radio and TV.

Vice-Chairman David Matanane – Noted, noted and Mr. Sorensen, you're Mr. Sorensen?

Rex Sorensen – I am.

Administrative Director Monte Mafnas – He's the real Sorensen.

Vice-Chairman David Matanane – Anyway because like I said we were dealing with Guam Partners and you have not reported to us that you have been dissolved and you still accrue that liability anyway, right? Anyway so for renewal I suggest that Sorensen Incorporated, is it incorporated now?

Rex Sorensen – It has been.

Vice-Chairman David Matanane – We would like all the documentation for the incorporation and taking any liability for the partnership are you agreeing to that?

Rex Sorensen – We've agreed to make the payment.

Vice-Chairman David Matanane – But by doing this right. Thank you Mr. Sorensen.

Acting Commissioner Oscar Calvo – The reason why he asked he's a tax man.

Rex Sorensen – I know who he is.

Vice-Chairman David Matanane – I'm not trying to interrogate you but we're going to make it right. So there will be a disclaimer on here I hope that Mr. Mafnas is listening that any point in time that you go behind or not pay the amount we don't want to encounter this type again.

Rex Sorensen – Absolutely, I'm here to apologize.

Vice-Chairman David Matanane – Thank you Mr. Sorensen.

Acting Chairman Michael Borja – And I kind of concur I mean I can understand the oversight on the issues but I had to ask the question of what happened here. Okay, do we have a motion on the floor to approve this amendment to this previous agreement to extend what was once Guam Broadcast Partners now Sorensen Pacific Broadcasting Incorporated for another 21 years up to October 30, 2033? Do we have a motion?

Vice-Chairman David Matanane – So moved Mr. Chair with particulars like I mentioned what we mentioned Mr. Sorensen so you won't be shocked about it that we will have that disclaimer that at any point in time that you fell behind the corporation has fallen behind we have the right to come and (inaudible).

Rex Sorensen – Absolutely, that's fair.

Commissioner Amanda Santos – Second it.

Acting Chairman Michael Borja – The motion on the floor has been seconded and there's no objection to this.

3. Melvin Duenas & Dr. Edwin Supit – request to lease Lot 382-R1, Inarajan for holistic ecotourism site

Pastor Melvin Duenas – I'm a senior district Pastor for 15 years for the Guam Micronesian Mission and for the Saipan and Marianas. Prior to that I was an engineer for the Guam Power Authority. My partner here, Dr. Supit is the Director for the Wellness Center which is their specialty is using natural healing, natural therapy in healing. I'm also trained specifically in even natural herbs. I was born in Inarajan with 10 boys and my oldest brother Jim is the Director for the Retirement also at one time. My pare is Mr. Artero so I got very good friends and good contacts. Mr. Monte has been a very accommodating Director and I really appreciate them. So thank you again Mr. Chairman Mr. Borja, Mrs. Santos, Mr. Matanane for giving us this opportunity to do just a short presentation of our vision, our objective of what our goals are. Our goal is nothing about us. It's about the people of Guam and what we want to do. You know at 54 years old I traveled the entire world, I did everything, I have a half a million dollar house and I think I'm thinking what can I do? That last 20 years our lives goes very quickly and we want to do something for the people. And so since this is my expertise at this point and I have a good partner and a lot of backers behind it I think it's the right time. So with no further ado I'll give this to my friend Dr. Supit to do a few presentations and then I'll close it up. In the meantime I'll pass this, it's just pictures, these are all local pictures of what we can grow here in the island that are used naturally for natural healing. These are the things that we will be heavily because we will be using our resources not buying anything since everything will be free nothing will be charged to the customer. Everything is non-profit.

Dr. Edwin Supit – Good afternoon Mr. Chairman, Mr. Vice-Chairman, Mr. Director, I have been working with Pastor Duenas and he has a very important dream and very exciting dream and I've been in Guam for 10 years and this is going to be home and I'm just so excited to see how patients can come off the diabetes sometimes in a few weeks and their arthritis gets better. I know Pastor has some stories to tell but he has a dream where we can have a place to put people, give them good food, give them water treatment and sometimes the medication even the insulin can come off. So I just want to do a short presentation and show this dream. The Gilead Sanctuary Guam project there's a story about this place in the bible.

Pastor Melvin Duenas – Gilead is a healing place.

Dr. Edwin Supit – To heal our sickness. In my short time on Guam we have been working with different entities and Mayor Roque Blas of Sinajana, Mrs. Blas had cancer big like a tennis ball can shrink just using carrot juice and we want to use local fruits so we use taro and kamute and hagan suni, gollai apan aga all this local stuff that has very high antioxidants so we can see in just 4 weeks the cancer has shrink.

Pastor Melvin Duenas – The Government was sending 5 people sent to the States to become a Doctor back in the 60s and only 1 came back as a Doctor the rest became

General Blas that's one of them became a General the others became a changed field and became an architecture. But when I met with Doctor he couldn't stand up in the hospital he was in the nursing station he couldn't walk, he couldn't function but when I found out he was an orthopedic surgeon he's 86 years old already I said please give me a chance to work with you. So I took him and I said I'll cook for you. So what I did was I fed him, I baked him in the sun you know get some sunshine fresh air, water inside, outside and using natural just the natural therapy. In the first week he was walking before he couldn't even walk two steps. He was walking the 5 marathon, he completed, he made it. In just 2 weeks later he was able to do 12 miles walking up the hill to San Ramon Hill. Today he's 90, he's still alive and he's one of the patients that we're excited. Like I said there are many other people that have benefited from this. Dr. Supit has stories where he's got patients that they can't have you know kidney can't produce any insulin for many, many years and as we use this treatment all of a sudden after 15 years of dialysis the pancreas started making insulin. So our approach is to kind of starve the cancer cells inside and then feed the antioxidants to different areas.

Dr. Edwin Supit – The method that we use is very simple. So we use local foods like vegetables and fruits. Local fruits are very high in vitamin C and its alkaline our bodies wake up and the kidney make urine. I have two interesting stories one lady from Merizo already on dialysis for one month and when people go in dialysis their skin turn dark and what's interesting when they drink this mix of papaya, carrots, celery and we give this drink every three hours, six times a week for the first week and after that we go back on the local foods the kidney wake up and Dr. Safa the kidney specialist was able to get this lady off from dialysis in sometimes just about 3 weeks. What's interesting is even attention deficit hyperactive disorder we see the..(interrupted).

Pastor Melvin Duenas – According to the Doctor he notice that Guam has what the highest in the entire world of what?

Dr. Edwin Supit – If I'm not mistaken we're number one in the world when it comes to diabetes per capita. But the interesting thing is sometimes in just three weeks we see we can even get people off their insulin. So using high antioxidants, high fiber, high magnesium it's going back to our old ancestral diets. It's going back to greens and high fiber. So we use the natural remedies and we also use the regular medical evaluations so it's a combination of the science and the natural. This is very economic, it is very affordable for our island. I know a lot of our patients spend so much on medications but the more the medication go up the more disease goes up and it doesn't go away. But we see the medications come off when they go alkaline, high antioxidants, go back to our Chief Quipuha foods. In October 2008 I looked at the PDN and I saw this graph when I looked at the title it says Guam Public School System and this score over here the dark blue is advance math score the blue is proficient the yellow is basic the red is below basics. The people after kindergarten first grade is only 16% below but as we grow up to 11th grade before graduation 93% are below the basic math scores. But what's interesting is we have a little girl that has attention deficit, in 3 days the kid we got rid of a lot of our rich foods and the kid wake up and apparently a lot of our kids today have attention deficit cannot think. When we go back to natural foods the scores goes up. So something is in the food that

makes our Guam Public School System so this thing is very important right now and very urgent because it involves our young kids and it involves our manamko.

Pastor Melvin Duenas – One of the purpose is to educate you know, education it's a place for education.

Dr. Edwin Supit – We have evidence that even the arteries can open up in 2 to 5 years without surgery without medications using foods. The same food that Chief Quipuha used are the foods that makes the people in Okinawa live more than a 100 year olds. The wrong foods make the people in Eskimo 26 year old already gone. No vegetables in the snow. So they are on a very acidic diet. So this project focuses on foods that are local and sustainable and this project is going to be something that is charitable. You don't have money no problem we give the food we do with the exercise return. So it's going to be a place that is charitable, it's going to be medically directed, it's going to be natural and there's going to be place for people to stay. It will be very nice accommodations. Tourists can come, there will be walking gardens and there's going to be outdoor farming where patients can work with the land. There will be a cafeteria and whole foods store where we can make the soy milk, we can make the carrot juice and make it affordable price and when people cannot afford we're going to have friends, different financial entities that have vested interest in helping our island help our people of Guam. So this is a very exciting, so this is a first and unique charitable natural wellness health restoration project to help all individuals win health of body mind and soul through the wise use of practical natural remedies and natural resources available in this island. We can use also resources from surrounding islands and it's going to be holistic and ultimately it's going to bring good will to the island and bring glory to God because all of this is coming from the garden of him. So this is basically a short presentation and I'm just excited to work with Pastor Duenas here and we visit the people of Guam and I'm going to stay on Guam until the end.

Pastor Melvin Duenas – Our approach is everything is free at first. We have the leg down I approached every in the south from the General Benny Paulino to all the hierarchy we're having a meeting down there. Every farmer, big farmer has volunteered their tractor and everything to make this a success to fork out the financial part. Again our approach is it's for free you know.

Acting Chairman Michael Borja – Where is this lot located at?

Pastor Melvin Duenas – We're looking at Malojloj I think.

Acting Chairman Michael Borja – Lot 382-R1 is in Malojloj?

Administrative Director Monte Mafnas – Yes. If you look at the upper left side of your map there's an indentation that is the quarry area. This subject lot has over 200 acres of property which is about 800,000 meters.

Pastor Melvin Duenas – The reason being Mr. Borja is our healing is you need an environment and nature away from everything with fresh air and nice natural environment and good fertile soil it's a very good place.

Acting Chairman Michael Borja – Is this before or after the convent heading south?

Administrative Director Monte Mafnas – Before.

Acting Chairman Michael Borja – Even before the 76 Gas Station?

Acting Commissioner Oscar Calvo – Yeah just before you get there. You can't miss it its right next to the water pump station.

Acting Chairman Michael Borja – The tower?

Acting Commissioner Oscar Calvo – Yes there's a tower right there.

Acting Chairman Michael Borja – So that jungle area right there on the ocean side.

Administrative Director Monte Mafnas – That's the access and it's westerly to the Oceanside. This is just the basic lot he's not going to use the whole thing. We have to define his needs at this point in time.

Pastor Melvin Duenas – We were just asking to start with just 10 acres but since we are going to pump up on tourists, tourism so that we're going to pave the whole entire thing with our botanical gardens so they can walk around and meditate maybe and things like this.

Acting Chairman Michael Borja – So the land is going to be used to not only grow the vegetables and fruits that you need for the foods that you're looking to produce for nourishment.

Pastor Melvin Duenas - Like for maybe to pump up GVB.

Dr. Edwin Supit – So it's a healing and educational center.

Pastor Melvin Duenas – And ecotourism so tourists can come and also even taste.

Administrative Director Monte Mafnas – And help fund the exercise.

Acting Chairman Michael Borja – But your last bullet there to what extent is this going to be a promotion of a religion?

Dr. Edwin Supit – It's not about religion it's strictly health.

Acting Chairman Michael Borja – Okay.

Pastor Melvin Duenas – This springs throughout the United States they just don't have it on this part of the world.

Acting Chairman Michael Borja – What about growing other kinds of natural medicinal herbs?

Pastor Melvin Duenas – That's exactly what we have from papayas, papayas are one of the best when you blend a papaya and some fruits.

Acting Chairman Michael Borja – But how about some of the local?

Pastor Melvin Duenas – Abas, soursap, we have everything as a matter of fact we spoke to the Director of Agriculture and he's 100% support.

Acting Chairman Michael Borja – But more than just fruits and vegetables I mean some of the herbs and medicinal herbs.

Pastor Melvin Duenas – Everything that is medicinal will be there.

Acting Chairman Michael Borja – So that local healers can also be able to get a source of these medicines that they want.

Administrative Director Monte Mafnas – I did mention that the suruhanus or Atdin Amot probably would be there adjacent to them too.

Acting Chairman Michael Borja – Oh okay. What are we looking at? Are we looking at an agricultural lease, a commercial agreement?

Commissioner Amanda Santos – Agriculture.

Pastor Melvin Duenas – Agriculture.

Administrative Director Monte Mafnas – We're still going to..(didn't finish).

Acting Chairman Michael Borja – So this is just a presentation of something to work on?

Administrative Director Monte Mafnas – It's just a presentation.

Pastor Melvin Duenas – But the faster we move on while our suppliers are anxious to be able to support us.

Acting Chairman Michael Borja – Because I think within the provisions of the Chamorro Land Trust there is established also for those who want to grow medicinal herbs.

Pastor Melvin Duenas – Because it takes time for you know for the coconuts and for some of these plants too sometimes up to 5 years, 5 to 10 years to really mature.

Acting Chairman Michael Borja – Is this land good for agricultural growth?

Administrative Director Monte Mafnas – Right now it would be the highest and best use of the land.

Pastor Melvin Duenas – And most of Malojloj and my dad is the biggest farmer in Inarajan so most in Malojloj have good soil.

Acting Chairman Michael Borja – But on that cliff side is good? I know inland. That's a lot of rock up there the coral.

Administrative Director Monte Mafnas – That's what it is that's the topography of the land.

Pastor Melvin Duenas – The rock place we're going to use as a botanical where tourists can walk and you know grow. But on some areas that's why we have Willy Flores to be able to come out and take a look at the property first and then he'll break down which one where it's best to do the planting.

Acting Commissioner Oscar Calvo – In your earlier showing and everything because sometimes I see these shows on TV where the networks and they do all these foods but you stated earlier Doc that it will be a free thing for a charitable issue whether you come in there and you donate a dollar or fifty cents for that matter. But at the same token it will also be a tourist attraction so we're looking here to bring the tourists and how are you going to base yourself with the tourists whether there will be a fee for them? Because when you say it's a nonprofit organization basically nonprofit because it's going to cost money for you guys to maintain that maintenance wise and so forth. And if it's just basically on donations that you look every day and the production that you get whether it be donated by you know it doesn't have to be basically be there, people from Yigo might want to bring down their Yigo whatever for that matter. So I think Mr. Chairman I think we it's really upon you how you want to look at this issue.

Pastor Melvin Duenas – We'll probably do a gift shop for the tourists and things like this and something will be sold. My brother owns a store in Inarajan and the Chamorro Village is right next door and so he..(interrupted).

Acting Commissioner Oscar Calvo – See the confusing part here I'm having really honestly is we're looking in terms of that where you say it will be for health wise and I'm all for it okay. Believe it or not I'm 64 years old myself but you know I can still run but the fact and I try to stay healthy but I'm just saying if we're going to do this because it's a combination of mostly tourist attraction and but yet we're going in as a nonprofit organization.

Pastor Melvin Duenas – Well if you counsel us to not go there.

Acting Commissioner Oscar Calvo – Well that will be up to the Board and maybe like what Mr. Monte we need to more I think we need but the presentation is nice and I appreciate that.

Dr. Edwin Supit – We'll be working with advisors so they can whatever economic business plan.

Acting Commissioner Oscar Calvo – Yeah because that's the economic portion that I'm looking at because are we looking to saying but when you're in saying incorporating with the tourist attraction and so forth okay it's almost like what you have down at by Camachili Store where they have that Hakamoto but that one is a legitimate where they sell their products and so forth and they also do juice and so forth in that area.

Dr. Edwin Supit – Our number one, our goal is our people our local indigenous people. Tourism is probably just another thought but it's for Guam so people can come and relax and get healing.

Administrative Director Monte Mafnas - Mr. Chairman and Commissioners part of this exercise is to show case Guam's flora and fauna that it will be identified with a Chamorro name, Latin name, Japanese, Chinese, Korean so people can learn about our culture, our plants, our trees, our animals. So it's a holistic approach that is worth the exercise you know. I just wish them well and I believe if they coordinate an income stream with the tourism section and provide an analytic healthy approach identifying and curtailing our diabetes and high pretension problems of the island I think it's a win-win. It's definitely living synergistically.

Vice-Chairman David Matanane – I believe Mr. Chairman if they can submit their scope of work that they're going to do in writing and submit to us as to what are you going to do with the land and all that.

Administrative Director Monte Mafnas – And a business plan.

Vice-Chairman David Matanane – And a business plan because I don't believe just because it's a nonprofit organization we also have a site for people to buy something and all that you need to detail it so you can represent it and work with Mr. Mafnas but give them the details then we would look at it and then probably call you guys in again.

Acting Commissioner Oscar Calvo – It narrowed down that maybe Mr. Monte you know that this thing will be when once they present their plans to them and narratively maybe we can start them at a small portion of the profit or whatever.

Administrative Director Monte Mafnas – Thank you Doc.

VII. DIRECTOR'S REPORT

1. Weekly report

Administrative Director Monte Mafnas – For everybody's information we have from April to October signed 309 survey authorizations, 296 utility authorizations, 276 leases, 52 addendums and did 5 loan guaranties. From May 10th to October to date we have answered 2,410 phone calls and assisted 2,045 walk in customers and I'm very happy to

say and report that from October 1st, 2011 to September 30, 2012, that's FY2012, CLTC has collected \$1,015,453.58.

Acting Chairman Michael Borja – KUAM likes that.

Administrative Director Monte Mafnas – I wasn't lying, I never lie.

Vice-Chairman David Matanane – You know I'd like to commend Monte Mafnas concerning the news last night that you made a comment I said wow, man that's my man.

Acting Chairman Michael Borja – And your staff as well.

Administrative Director Monte Mafnas – Without the staff I'm nothing.

Acting Chairman Michael Borja – They also have to have a bit of a shield when some of these people come in but to be able to entertain on the customer service..(interrupted).

Administrative Director Monte Mafnas – And all the documentations were prepared by our Board Secretary Terese and Margaret is our front line for all the mean people but if they get any meaner they send them upstairs to me.

Acting Chairman Michael Borja – Frontline so she has the shield.

Administrative Director Monte Mafnas – Yes she has the shield she says bring it on and she kills it with that smile.

Acting Chairman Michael Borja – I think what we just entertained and are starting to listen to some of these customers are probably just irritated because they don't know where they stand. It calms them down quickly and then they're going oh, thank you for listening.

Administrative Director Monte Mafnas – But there is a portion Mr. Chairman I want to note that there are people out there that cannot help themselves. That's the problem.

Acting Chairman Michael Borja – But really we should also make sure we're tempered.

2. Hawaiian Homelands Convention

Administrative Director Monte Mafnas – I had a chance to meet with the Kellogg Foundation and listen to other foundations but met with the Department of Hawaiian Homelands and we are not that far. There is a subdivision that took 65 years to build 83 homes but it's completely and full infrastructure with all the roads, curbs, gutters and everything. But basically it's 400 homes over a 10 year stretch. Now our first subdivision is over 100 lots or 100 units. They have 40 plus thousand people waiting for over 30 plus years. We have over 10,000 people, 17 years so we're not doing too bad ourselves. It's good to maintain dialogue with the State of Hawaii with the Hawaii community assets with the other DHHL employees. Whatever residuals we can gain whatever funding grants we can seek we should be out there..(interrupted).

Acting Chairman Michael Borja – What is the Kellogg Foundation?

Administrative Director Monte Mafnas – They have a farm. It's really awesome. It's all hands on, it's organic farm and it takes troubled kids. I would like to implement that up north and down south.

Acting Chairman Michael Borja – Do they have other programs outside of Hawaii that they do this for or is this just in Hawaii?

Administrative Director Monte Mafnas – Just in Hawaii.

Acting Chairman Michael Borja – Kellogg is a large international food corporation.

Administrative Director Monte Mafnas – Also Gates and Ford are really impressed with Kelloggs and there's a whole sheet of funding that might assist us and they are out of Alaska and Colorado.

Acting Chairman Michael Borja – What do they do specifically this Kellogg Corporation do with these children?

Administrative Director Monte Mafnas – They fund the whole operation to teach them hands on organic farming.

Acting Chairman Michael Borja – This is what kind of children?

Administrative Director Monte Mafnas – Troubled children, the high school.

Acting Chairman Michael Borja – A town near Kellogg Malocreek Michigan called Kalamazoo was once a very, very prominent industrial city building cars and all kinds of stuff and it all collapsed. So in the collapse of all their businesses people started to just not have anything to do with those very, very economical and socially depressed and somebody came in to this town, he's a mystery, and they have what they call the Kalamazoo project and only one person knows who these people are and their focus is to create better education for all the children in that community. And if you go to school in a public school in that town from first grade to twelve grade they would pay for your college tuition in whatever college you get accepted to in the State of Michigan a public university for the whole time and it's prorated for the number of years you've lived and gone to school in that town. So every kid from first grade on up knows that when they graduate from high school they are going to go to college and it's a social experiment as well and it's turning around the community so that now that you have the whole idea behind is they want the educated children to be very well trained so that new industries could come in. Industries that require higher education and not just the very medial kind of industries. And so you can get computer industries in there where they do software developments and stuff like that. But Kellogg Foundation is behind some of these things as well in other communities so do to something like this where they're just taking it could be troubled children or it could

be children from very disadvantaged homes and to teach them. I mean even in some cases I think some of the issues even though they may not be qualified under the Chamorro Land Trust but they live on our island and they are other island immigrants. By law they're allowed to come here but they are not socially simulated to this island and so the cultural differences become very difficult for them to be productive in schools and they could also be the problems that we have with crimes as well. I think anything like this or if we can persuade an organization like this to come to the island and help out. It's beyond our scope it's more in line with what the Governor should be doing but get introduced for them to be able to help out but farming on Guam that would be tough.

Administrative Director Monte Mafnas – Well said Mr. Chairman but part of the mandates of the Chamorro Land Trust is education so when I met with Oweesta, it's a financial, educational asset building team so coupled with Kellogg Foundation I think we can effectuate a plan to help these kids and educate them and keep them out of trouble. As long as they're busy they don't have no time to get into trouble. Have them grow and learn the soil, have them grow, plant, seed and water.

Acting Chairman Michael Borja – So this Oweesta that's Indian, that's native Indian right?

Administrative Director Monte Mafnas – Correct. Also I met with some Alaskans too. I'm looking at money, how we can get some money in grants especially but I'm trying to do something for our educational grant.

Acting Chairman Michael Borja – You had all these people from the White House too and the Native American Affairs you would think that some of these folks would have some kind of interest here as well especially for this person who is the Executive Director for the White House Initiative on Asian Americans and Pacific Islanders. Has this person been to Guam?

Administrative Director Monte Mafnas – No.

Acting Chairman Michael Borja – See I mean Pacific Islanders is not Hawaii, there are many other islands in the Pacific.

Administrative Director Monte Mafnas – So pressing flesh with them it's an introduction, it's a beginning and beginning of 10,000 miles is the first step so we're moving forward. I'm just fortunate to have attended this conference and I think we should attend this as a Chamorro Land Trust Commission to consider this because this is really time well spent.

Acting Chairman Michael Borja – Yeah when you get the folks like White House level people this is quite important.

Administrative Director Monte Mafnas – Some of the preliminary speakers were Governor John Waiheri and Senator Daniel Kaka so there was a power house there. There's a lot of horsepower in that convention.

Acting Chairman Michael Borja – Well one of the things too I think is a lot different between us and the Hawaiian Homelands Affair folks is by law, by United States law they have certain, they can do what they do by reserving homelands for only the natives but by United States law that doesn't exist here.

3. Lot 7128-REM, Yigo to include 4 acres for commercial site and 108 affordable homes

Administrative Director Monte Mafnas – We have master planned for 108 units and 4 acres for commercial property so we have an income stream to support our SUTA Program.

4. Stockpile in Yigo

Administrative Director Monte Mafnas – I'm engaging in a clearing and grading permit to accept stockpiling of dirt and some rocks in Yigo next to Q's farms to afford that to some farmers. Some farmers already called me up and said oh I want some brown gold.

Acting Chairman Michael Borja – Yeah that dirt is valuable.

5. Ignacio S.N. Guerrero, Jr. farmplan

Administrative Director Monte Mafnas – There's another farmer who wanted to just present his farm plan Mr. Ignacio Guerrero, Jr. and he is the son of Ignacio Sr. who has already 5 acres of farm land.

Commissioner Amanda Santos – So where is he?

Administrative Director Monte Mafnas – He's from Barrigada. So I just told him I'll just present it for our review but really we should..(interrupted).

Acting Chairman Michael Borja – What he needs to probably then make the presentation and the application for farm for agricultural. Apparently he seems to be more meaningful than that other gentleman's..(interrupted).

Administrative Director Monte Mafnas – And another guy I got his farm plan but I misplaced it his name is Eugenio Aguon and he wants 3 to 5 acres.

VIII. EXECUTIVE SESSION

Relative to the lawsuit being entertained by the Department of Justice on providing lands to native Chamorros the Commission members feel that it should be challenged.

Acting Commissioner Oscar Calvo brought up to the Board that he can still act as a Commission member until he is replaced by the Governor.

Acting Chairman Michael Borja stated that it would need to be clarified.

IX. ADJOURNMENT

Vice-Chairman David Matanane moved to adjourn the meeting.

Commissioner Amanda Santos seconded the motion.

Meeting adjourned at 3:25pm.

Transcribed by: Teresa Topasna: Teresa Topasna Date completed: October 31, 2012

Approved by Board motion in meeting of: Nov. 15, 2012

Administrative Director, Monte Mafnas:

Monte Mafnas

Date: 11-15-12

Chairman (Acting), Michael Borja:

Michael Borja

Date: Nov 15, 2012